

**BEFORE THE STATE ELECTION BOARD  
STATE OF GEORGIA**

**IN THE MATTER OF:**

**FRANCES PEYTON**

**Respondent.**

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**Case No. 2007-000046**

**CONSENT ORDER**

The State Election Board and the Respondent, Frances Peyton, Chief Registrar for Polk County, in lieu of further administrative or legal proceedings, hereby enter into the following stipulations and settlement agreement for the purpose of resolving this matter with the entry of this Consent Order.

**STIPULATED FACTS**

1.

On November 6, 2007, the City of Braswell held a municipal election. Two electors were turned away from the polls because their names did not appear on the elector's list. The electors were not allowed to cast provisional ballots. The electors resided at an address within the Braswell city limits and were eligible to vote in the municipal election.

2.

Prior to the November 6, 2007 election, the City of Braswell failed to provide a map detailing the municipal boundaries to Respondent Peyton so that municipal polling places could be accurately assigned to electors.

3.

Respondent Peyton instructed poll workers that electors whose names did not appear on the elector's list should not be allowed to cast provisional ballots.

## CONCLUSIONS OF LAW

4.

Respondent Peyton acknowledges that she violated O.C.G.A. § 21-2-226 (b) when she failed to place two electors in the proper municipal voting precinct.

5.

Respondent Peyton acknowledges that she violated O.C.G.A. § 21-2-418 and SEB Rule 183-1-12-.06 (4)(e) when she advised poll workers not to allow electors whose names did not appear on the elector's list to cast provisional ballots.

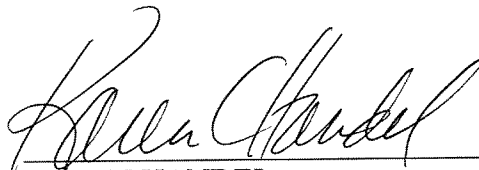
## ORDER

The Georgia State Election Board, having considered the particular facts and circumstances of this case, inclusive of the within and forgoing "Stipulated Facts" and "Conclusions of Law," hereby **ORDERS**, and Respondent Peyton hereby agrees, to cease and desist from violating O.C.G.A. § 21-2-226 (b), O.C.G.A. §21-2-418 and SEB Rule 183-1-12.06 (4)(e). Respondent Peyton also agrees to complete all required training for her position. By this order, Respondent Peyton is hereby reprimanded for her conduct.

This Consent Order, inclusive of its Stipulations and Order, shall not become effective unless and until approved by the Georgia State Election Board. If not agreed to, approved by, and executed on behalf of, the Georgia State Election Board, neither stipulation nor any other part of this agreement shall have any binding legal effect whatsoever and shall not constitute an admission against interest or prejudice the ability of either the Board or Respondent to adjudicate this matter.


(signatures on following page)

SO ORDERED this 30<sup>th</sup> day of June, 2008.

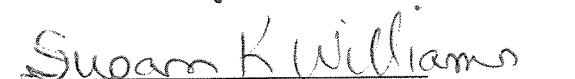


KAREN HANDEL  
State Election Board

CONSENTED TO BY:

  
FRANCES PEYTON  
Chief Registrar for Polk County

Sworn to and subscribed  
before me this 30 day  
of May, 2008.

  
Notary Public  
My Commissions Expires 7/26/2011

